

WILBORN LAW OFFICE, P.C.  
TIM WILBORN, Attorney at Law — OSB # 944644  
tim@wilbornlaw.com  
P.O. Box 370578  
Las Vegas, NV 89137  
Voice: (702) 240-0184  
Fax: (503) 926-9133  
Attorney for Plaintiff

UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

**DONALD WINDHOVEL,**

Case No. 1:13-cv-00056-BR

Plaintiff,

vs.

ORDER


**COMMISSIONER of Social Security,**

Defendant.

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Attorneys' fees in the amount of \$13,460.85 are hereby awarded to Plaintiff's attorney pursuant to 42 U.S.C. § 406(b). The court finds this is a reasonable fee. Previously, this court awarded fees pursuant to the Equal Access To Justice Act (EAJA), 28 U.S.C. § 2412. When issuing the § 406(b) check, the agency is directed to subtract the amount of the EAJA fee previously received by the attorney, and to send to Plaintiff's attorney the balance of **\$8,512.71**, minus any user fee. Any amount withheld after all administrative and court attorneys fees are paid should be released to the claimant.

DATED this 18<sup>th</sup> day of April, 2016.

  
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United States District Court Judge

Presented by:  
s/ Tim Wilborn, OSB # 944644  
(702) 240-0184  
Attorney for Plaintiff